



**Signature Report**

**October 5, 2006**

**Ordinance**

**Proposed No.** 2006-0333.1

**Sponsors** Hague

1           AN ORDINANCE authorizing the King County executive  
2           to enter into an interlocal agreement with the West Lake  
3           Sammamish Flood Control Zone District, the city of  
4           Bellevue and the city of Redmond for the transfer of district  
5           responsibilities and assets, upon abolishment of the district,  
6           to Bellevue and Redmond, and to execute deeds to any  
7           storm water related real property interests that may be held  
8           in the name of King County within the boundaries of the  
9           district.

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12       **STATEMENT OF FACTS:**

13       1. The West Lake Sammamish Flood Control Zone District ("the  
14       district") was formed in April 1963 through adoption of Resolution  
15       25759 by the King County board of commissioners, acting under the  
16       terms of chapter 86.15 RCW, which authorizes the formation of flood  
17       control zone districts by the county legislative authorities. Upon

18 formation of the district, the board of county commissioners became ex  
19 officio the board of supervisors of the district.

20 2. When the district was originally created, most of its area was within  
21 unincorporated King County and under the political jurisdiction of King  
22 County.

23 3. The board of supervisors in November 1964, through Resolution  
24 28921, assessed a fee of three hundred dollars per developed acre within  
25 the district for developing properties that did not provide for storm water  
26 trunk lines, which are those storm water pipes that convey storm water  
27 from the perimeter of a platted property to the natural watercourse.

28 4. The development fees collected by the board were placed in a fund  
29 managed by the King County treasurer, and the funds were used to further  
30 the purposes of the district, including the construction and maintenance of  
31 a number of storm water control facilities. There currently remains a  
32 balance of approximately three hundred twenty-five thousand dollars in  
33 the district's fund.

34 5. Since the creation of the district, the cities of Bellevue and Redmond  
35 have annexed all of the area within the district. Bellevue and Redmond  
36 have storm water management regulations and programs that address  
37 storm water conveyance and have financing mechanisms to fund the  
38 programs.

39 6. The original purposes for which the district was established can now be  
40 satisfied by the storm water programs of the cities of Bellevue and

41 Redmond, and thus the continued existence of the district is unnecessary  
42 and potentially duplicative of the services and facilities provided by the  
43 programs of the cities of Bellevue and Redmond.

44 7. The members of the King County council are ex officio members of the  
45 board of supervisors of the district.

46 8. The King County council recognizes that at this time the district should  
47 be abolished and all of the responsibilities of the district, the balance of its  
48 funds and its facilities and title to its properties should be transferred to the  
49 city jurisdiction, either the city of Bellevue or the city of Redmond, within  
50 which the facility or property is located.

51 9. A number of storm water related real property interests and facilities  
52 within the district's boundaries may be held in the name of King County.

53 The county desires that these real property interests and facilities, when  
54 located within the jurisdiction of Bellevue, be transferred to Bellevue, and  
55 when located within the jurisdiction of Redmond, be transferred to  
56 Redmond.

57 10. The county has in its possession documentation relating to a number  
58 of storm water related facilities and real property interests held by the  
59 district, and storm water related real property interests and facilities that  
60 may be held in the name of the county within the boundaries of the  
61 district. Bellevue and Redmond desire to have this documentation, and  
62 King County is willing to transfer the documentation to Bellevue or  
63 Redmond.

64 11. Bellevue, Redmond, the district and the county believe that it is in the  
65 public interest that as part of the process of abolishing the district, any and  
66 all district assets and any storm water related real property interests and  
67 facilities held in the name of King County within the boundaries of the  
68 district be transferred to Bellevue and Redmond, and to enter into an  
69 interlocal agreement that will provide the terms for the transfer.

70 12. In accordance with chapter 39.34 RCW, the Interlocal Cooperation  
71 Act, the parties to the interlocal agreement are each authorized to enter  
72 into an agreement for cooperative action.

73 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

74 SECTION 1. The King County executive is hereby authorized to enter into an  
75 interlocal agreement, in substantially the same form as Attachment A to this ordinance,  
76 with the West Lake Sammamish Flood Control Zone District ("the district") and the cities  
77 of Bellevue and Redmond for transfer of district assets and funds, and any storm water  
78 related facilities and real property interests held in the name of King County within the  
79 boundaries of the district to the cities of Bellevue and Redmond.

80 SECTION 2. The King County executive is hereby authorized to execute deeds  
81 of conveyance in favor of the cities of Bellevue and Redmond for any and all storm water  
82 related real property interests that may be held in the name of King County and that are  
83 located within the boundaries of the district.

84 SECTION 3. Upon execution of the interlocal agreement referred to in section 1  
85 of this ordinance by all of the named parties, all storm water related facilities that are held

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86 in the name of King County and that are located within the boundaries of the district shall  
87 be and are hereby transferred to the cities of Bellevue and Redmond.

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KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON

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Larry Phillips, Chair

ATTEST:

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Anne Noris, Clerk of the Council

APPROVED this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_.

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Ron Sims, County Executive

**Attachments**      A. Interlocal Agreement Between the West Lake Sammamish Flood Control Zone  
District, King County, Bellevue and Redmond to Abolish the West Lake Sammamish  
Flood Control Zone District